

**ELEVENTH DAY**  
(Saturday, July 18, 1987)

The Senate met at 2:00 p.m., pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Anderson, Armbrister, Barrientos, Blake, Brooks, Brown, Caperton, Edwards, Farabee, Glasgow, Green, Henderson, Johnson, Jones, Krier, Lyon, McFarland, Montford, Parker, Parmer, Santiesteban, Sarpalius, Sims, Tejada, Truan, Uribe, Washington, Whitmire, Zaffirini.

Absent-excused: Harris, Leedom.

A quorum was announced present.

Senate Doorkeeper Jim Morris offered the invocation as follows:

Heavenly Father, as we prepare for the business of the day, instill in us the need to be up-front and forthright in our motives and our words. Let our word be our bond.

Today we know each Member is thinking of home and family and it is our prayer You will guard and protect from harm their loved ones during this time of separation. Give Thy blessing to this afternoon session and to all who participate and contribute. In Your name we pray, Amen.

On motion of Senator Brooks and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

**LEAVES OF ABSENCE**

Senator Leedom was granted leave of absence for today on account of important business on motion of Senator Sims.

Senator Harris was granted leave of absence for today on account of important business on motion of Senator Henderson.

**REPORTS OF STANDING COMMITTEES**

Senator Farabee submitted the following report for the Committee on State Affairs:

**S.B. 103**

Senator Parker submitted the following report for the Committee on Education:

**C.S.S.C.R. 39**

**MESSAGE FROM THE HOUSE**

House Chamber  
July 18, 1987

HONORABLE W. P. HOBBY  
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

**H.C.R. 10**, Requesting Congress to enact legislation to establish and fund the Medical Manhattan Project on AIDS.

**S.J.R. 6**, Proposing a constitutional amendment providing that certain justice precincts may contain more than one justice of the peace court.

**S.J.R. 8**, Proposing a constitutional amendment relating to the dedication of certain funds for highway purposes. (Amended)

Respectfully,

**BETTY MURRAY**, Chief Clerk  
House of Representatives

#### **BILLS AND RESOLUTIONS SIGNED**

The President announced the signing in the presence of the Senate, after the caption had been read, the following enrolled bills and resolutions:

**H.B. 32**  
**H.B. 54**  
**H.B. 67**  
**H.B. 92**  
**H.B. 105**  
**H.B. 120**  
**H.B. 121**  
**H.C.R. 50**  
**H.C.R. 66**  
**H.C.R. 68**  
**H.C.R. 69**  
**H.C.R. 72**

#### **CO-AUTHOR OF SENATE CONCURRENT RESOLUTION 39**

On motion of Senator Truan and by unanimous consent, Senator Zaffirini will be shown as Co-author of **S.C.R. 39**.

#### **CO-SPONSOR OF HOUSE JOINT RESOLUTION 5**

On motion of Senator Edwards and by unanimous consent, Senator Zaffirini will be shown as Co-sponsor of **H.J.R. 5**.

#### **SENATE BILL 103 ON SECOND READING**

On motion of Senator Blake and by unanimous consent, all necessary rules including the printing rule were suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 103**, Relating to the initial appointment of the criminal district attorney of Polk County.

The bill was read second time and was passed to engrossment viva voce vote.

#### **SENATE BILL 103 ON THIRD READING**

Senator Blake moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 103** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 1.

Nays: Washington.

Absent-excused: Harris, Leedom.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0.

Absent-excused: Harris, Leedom.

**COMMITTEE SUBSTITUTE SENATE CONCURRENT RESOLUTION 39  
ON SECOND READING**

On motion of Senator Truan and by unanimous consent, all necessary rules including the printing rule were suspended to take up for consideration at this time on its second reading:

**C.S.S.C.R. 39**, Creating a joint select committee to study the establishment of a component or components of The University of Texas System and The Texas A&M University System in South Texas.

The resolution was read second time and was adopted viva voce vote.

(Senator Brooks in Chair)

**HOUSE CONCURRENT RESOLUTION 18  
ON SECOND READING**

On motion of Senator Caperton and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading:

**H.C.R. 18**, Directing the Senate Jurisprudence Committee and the House Committee on Judiciary to undertake a joint study of certain issues related to child support.

The resolution was read second time.

Senator Caperton offered the following committee amendment to the resolution:

Amend **H.C.R. 18** by adding the following where appropriate:

**RESOLVED**, That the committees shall utilize the staff of the two committees, and staff of other House and Senate standing committees with the approval of the chairs of those committees; and be it further

The committee amendment was read and was adopted viva voce vote.

The resolution as amended was adopted viva voce vote.

**MESSAGE FROM THE HOUSE**

House Chamber  
July 18, 1987

HONORABLE W. P. HOBBY  
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

**H.C.R. 58**, Urging Congress to permit development of energy reserves in the Arctic National Wildlife Refuge.

Respectfully,

BETTY MURRAY, Chief Clerk  
House of Representatives

**SENATE BILL 95 ON SECOND READING**

On motion of Senator Farabee and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 95**, Relating to the creation, administration, powers, duties, operation, and financing of the Bowie Hospital District; granting the power of eminent domain; providing for the issuance of bonds and the levy of taxes.

The bill was read second time and was passed to engrossment viva voce vote.

**SENATE BILL 95 ON THIRD READING**

Senator Farabee moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 95** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 1.

Nays: Washington.

Absent-excused: Harris, Leedom.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0.

Absent-excused: Harris, Leedom.

(Senator Caperton in Chair)

**SENATE BILL 97 ON SECOND READING**

On motion of Senator Farabee and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 97**, Relating to the disqualification of certain judges to serve as assigned judges.

The bill was read second time and was passed to engrossment viva voce vote.

**RECORD OF VOTE**

Senator Krier asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

**SENATE BILL 97 ON THIRD READING**

Senator Farabee moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 97** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 2.

Yeas: Anderson, Armbrister, Barrientos, Blake, Brooks, Brown, Caperton, Edwards, Farabee, Glasgow, Green, Henderson, Johnson, Jones, Lyon, McFarland, Montford, Parker, Parmer, Santiesteban, Sarpalius, Sims, Tejada, Truan, Uribe, Whitmire, Zaffirini.

Nays: Krier, Washington.

Absent-excused: Harris, Leedom.

The bill was read third time and passed by the following vote: Yeas 28, Nays 1.

Nays: Krier.

Absent-excused: Harris, Leedom.

**SENATE BILL 93 ON SECOND READING**

On motion of Senator Brooks and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 93**, Relating to the removal of vehicles that are stopped in violation of state law.

The bill was read second time and was passed to engrossment viva voce vote.

**SENATE BILL 93 ON THIRD READING**

Senator Brooks moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 93** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 1.

Nays: Washington.

Absent-excused: Harris, Leedom.

The bill was read third time and was passed viva voce vote.

**LEAVES OF ABSENCE**

Senator Santiesteban was granted leave of absence for the remainder of today on account of important business on motion of Senator Montford.

Senator Whitmire was granted leave of absence for the remainder of today on account of important business on motion of Senator Green.

(President in Chair)

**COMMITTEE SUBSTITUTE HOUSE BILL 7  
ON SECOND READING**

On motion of Senator Jones and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**C.S.H.B. 7**, Relating to state budget execution.

The bill was read second time.

Senator Jones offered the following amendment to the bill:

Amend **C.S.H.B. 7** as follows:

(1) On page 1, line 62, strike "A" and substitute the following:  
"Except as provided by Section 317.005(f), a".

(2) On page 2, between lines 59 and 60, insert the following:  
"(f) Subject to the limitation provided by Subsection (e)(4), the board may adopt an order under this section withholding or transferring any portion of the total amount appropriated to finance the foundation school program for a fiscal year. The board may not adopt such an order if it would result in an allocation of money between particular programs or statutory allotments under the foundation school program contrary to the statutory proration formula provided by Section 16.254(d), Education Code. The board may transfer an amount to the total amount appropriated to finance the foundation school program for a fiscal year and may increase the basic allotment. The board may adjust allocations of amounts between particular programs or statutory allotments under the foundation school program"

only for the purpose of conforming the allocations to actual pupil enrollments or attendance.”

(3) On page 2, line 60, strike “(f)” and substitute “(g)”.

(4) On page 2, line 63, strike “(g)” and substitute “(h)”.

The amendment was read and was adopted viva voce vote.

On motion of Senator Jones and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading viva voce vote.

#### RECORD OF VOTE

Senator Zaffirini asked to be recorded as voting “Nay” on the passage of the bill to third reading.

#### HOUSE BILL 80 ON SECOND READING

On motion of Senator McFarland and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**H.B. 80**, Relating to the authority of a municipality to contract for jail facilities and the operation of those facilities.

The bill was read second time and was passed to third reading viva voce vote.

#### RECORD OF VOTES

Senators Barrientos, Brooks, Truan, Uribe asked to be recorded as voting “Nay” on the passage of the bill to third reading.

#### HOUSE BILL 80 ON THIRD READING

Senator McFarland moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **H.B. 80** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 22, Nays 5.

Yeas: Anderson, Armbrister, Blake, Brown, Caperton, Edwards, Farabee, Glasgow, Henderson, Johnson, Jones, Krier, Lyon, McFarland, Montford, Parker, Parmer, Sarpalius, Sims, Tejada, Truan, Zaffirini.

Nays: Barrientos, Brooks, Green, Uribe, Washington.

Absent-excused: Harris, Leedom, Santiesteban, Whitmire.

The bill was read third time and was passed by the following vote: Yeas 21, Nays 6.

Yeas: Anderson, Armbrister, Blake, Brown, Caperton, Edwards, Farabee, Glasgow, Henderson, Johnson, Jones, Krier, Lyon, McFarland, Montford, Parker, Parmer, Sarpalius, Sims, Tejada, Zaffirini.

Nays: Barrientos, Brooks, Green, Truan, Uribe, Washington.

Absent-excused: Harris, Leedom, Santiesteban, Whitmire.

#### CONFERENCE COMMITTEE ON SENATE JOINT RESOLUTION 5 DISCHARGED

On motion of Senator Sarpalius and by unanimous consent, the Conference Committee on **S.J.R. 5** was discharged.

**SENATE JOINT RESOLUTION 5  
WITH HOUSE AMENDMENTS**

Senator Sarpalius moved to concur in the House amendments to **S.J.R. 5**.

The motion prevailed by the following vote: Yeas 27, Nays 0.

Absent-excused: Harris, Leedom, Santiesteban, Whitmire.

**SENATE BILL 27 WITH HOUSE AMENDMENT**

Senator Farabee called **S.B. 27** from the President's table for consideration of the House amendment to the bill.

The President laid the bill and the House amendment before the Senate.

**Floor Amendment - Patterson**

Amend **S.B. 27** as follows:

(1) On page 1, line 25, between "Statutes," and "to serve", insert "other than a bank owned by a bank holding company domiciled in a state other than Texas".

(2) On page 2, line 10, between "Statutes," and "to serve", insert "other than a bank owned by a bank holding company domiciled in a state other than Texas".

The amendment was read.

Senator Farabee moved to concur in the House amendment.

The motion prevailed viva voce vote.

**SENATE RULE 74a SUSPENDED**

On motion of Senator Montford and by unanimous consent, Senate Rule 74a was suspended as it relates to the House amendments to **S.J.R. 8**.

**SENATE JOINT RESOLUTION 8  
WITH HOUSE AMENDMENTS**

Senator Montford called **S.J.R. 8** from the President's table for consideration of the House amendments to the resolution.

The President laid the resolution and the House amendments before the Senate.

**Committee Amendment No. 1 - Schlueter**

Amend **S.J.R. 8** by adding a new Section to be numbered appropriately and to read as follows:

SECTION \_\_\_\_\_. Section 2, **H.J.R. 2**, Acts of the 70th Legislature, Regular Session, 1987, is amended to read as follows:

Sec. 2. This proposed constitutional amendment shall be submitted to the voters at an election to be held on November 8, 1988 [~~November 3, 1987~~]. The ballot shall be printed to provide for voting for or against the proposition: "The constitutional amendment establishing an economic stabilization fund in the state treasury to be used to offset unforeseen shortfalls in revenue."

**Committee Amendment No. 2 - Schlueter**

Amend **S.J.R. 8** by striking Sections 1 and 2 and substituting the following:

SECTION 1. Article VIII of the Texas Constitution is amended and/or clarified by adding Section 7-b to read as follows:

Sec. 7-b All revenues received from the federal government as reimbursement for state expenditures of funds that are themselves dedicated for acquiring rights-of-way and constructing, maintaining, and policing public roadways are also constitutionally dedicated and shall be used only for those purposes.

SECTION 2. This proposed constitutional amendment and/or clarification shall be submitted to the voters at an election to be held on November 8, 1988. The ballot shall be printed to provide for voting for or against the proposition: "The constitutional amendment and/or clarification providing that federal reimbursement of state highway dedicated funds are themselves dedicated for the purpose of acquiring rights-of-way and constructing, maintaining, and policing public roadways."

The amendments were read.

Senator Montford moved to concur in the House amendments.

The motion prevailed by the following vote: Yeas 27, Nays 0.

Absent-excused: Harris, Leedom, Santiesteban, Whitmire.

#### MESSAGE FROM THE HOUSE

House Chamber  
July 18, 1987

HONORABLE W. P. HOBBY  
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

**S.C.R. 24**, Establishing the Texas Heroics Monument Commission.  
(Substituted)

Respectfully,

BETTY MURRAY, Chief Clerk  
House of Representatives

#### SENATE RULE 103 SUSPENDED

On motion of Senator Parmer and by unanimous consent, Senate Rule 103 was suspended in order that the Committee on Intergovernmental Relations might consider the following bills upon recess today:

**H.B. 40**

**H.B. 71**

**H.B. 95**

#### MESSAGE FROM THE HOUSE

House Chamber  
July 18, 1987

HONORABLE W. P. HOBBY  
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

**H.J.R. 13**, Proposing an amendment to **H.J.R. 18**, 70th Legislature, Regular Session, 1987, relative to a constitutional amendment relating to the creation, operation, and financing of jail districts.

**H.C.R. 56**, Memorializing Congress to reinstate the deduction for state and local sales taxes.

Respectfully,

BETTY MURRAY, Chief Clerk  
House of Representatives

**HEALTH AND HUMAN SERVICES COMMITTEE  
GRANTED PERMISSION TO MEET**

On motion of Senator Brooks and by unanimous consent, the Health and Human Services Committee was granted permission to meet at 6:00 p.m. today.

**RECESS**

On motion of Senator Brooks, the Senate at 3:34 p.m. took recess until 5:30 p.m. today.

**AFTER RECESS**

The Senate met at 5:30 p.m. and was called to order by the President.

**SENATOR ANNOUNCED PRESENT**

Senator Leedom who had previously been recorded as "Absent-excused" was announced "Present".

**REPORT OF STANDING COMMITTEE**

By unanimous consent, Senator Farmer submitted the following report for the Committee on Intergovernmental Relations:

**H.B. 71**  
**H.B. 95 (Amended)**  
**C.S.H.B. 40**

**AT EASE**

The President at 5:38 p.m. announced the Senate would stand At Ease pending receipt of a Message from the House.

**IN LEGISLATIVE SESSION**

Senator Montford at 5:58 p.m. called the Senate to order as In Legislative Session.

**MESSAGE FROM THE HOUSE**

House Chamber  
July 18, 1987

HONORABLE W. P. HOBBY  
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

**H.B. 49**, Relating to the creation of an agricultural diversification program.

**H.B. 39**, Relating to reductions in the premium rates for comprehensive coverage of automobiles protected by antitheft security systems.

**H.B. 123**, Relating to the qualifications of certain family law masters.

**H.B. 133**, Relating to the jurisdiction of statutory county courts.

**H.B. 147**, Relating to the municipal annexation of certain political subdivisions.

**H.B. 101**, Relating to the creation of Special Criminal Courts Nos. 1-4 of Tarrant County.

**H.B. 9**, Relating to the jurisdiction of the County Court at Law of Wise County.

**H.B. 117**, Relating to the removal of vehicles that are stopped in violation of state law.

**H.B. 142**, Relating to the review by the district court of certain actions of the State Commission on Judicial Conduct.

**H.B. 130**, Relating to the relocation of existing cemeteries in certain cities on approval of the governing body of the city.

**H.B. 33**, Relating to the state's liability for and defense of certain claims against certain public servants and to the limitation of liability of those public servants.

**H.B. 109**, Relating to the venue in prosecutions of offenses committed in municipalities situated in two or more counties.

**H.B. 126**, Relating to amending the Tax Increment Financing Act to provide for the provision of financial information regarding the acquisition of land by a city or town in a reinvestment zone.

**H.B. 166**, Relating to the adoption of the Revised Uniform Reciprocal Enforcement of Support Act.

**H.B. 24**, Relating to the accounting and reporting of state and federal funds.

**H.B. 124**, Relating to the payment of supplies, materials, equipment, and services by state agencies.

**H.B. 173**, Relating to the appraisal of teachers and administrators for purposes of the career ladder.

**H.B. 53**, Relating to the maximum property tax rate that may be adopted by certain rural fire prevention districts.

**H.B. 177**, Relating to the career ladder and salary schedule for public school teachers and the local share of the foundation school program.

**H.B. 168**, Relating to the division and disposition of marital property and to spousal liability.

**H.B. 59**, Relating to the conflicts of interests of employees of housing authorities.

**H.B. 113**, Relating to the creation, administration, powers, duties, operation, and financing of the Northeast Growth Corridor Water, Sewer, Irrigation, and Drainage District No. 1.

**H.B. 31**, Relating to the imposition of a fee on defendants before their release on bail bonds or personal bonds.

**H.B. 119**, Relating to the authority of a commissioners court of a county to engage in community and economic development projects.

**H.B. 114**, Relating to the creation, administration, powers, duties, operation, and financing of the Northeast Growth Corridor Water, Sewer, Irrigation, and Drainage District No. 2.

**H.B. 181**, Relating to the making of payments to a crime stoppers program as a condition of probation.

**H.B. 115**, Relating to the creation, administration, powers, duties, operations, and financing of the Northeast Growth Corridor Water, Sewer, Irrigation, and Drainage District No. 3.

Respectfully,

BETTY MURRAY, Chief Clerk  
House of Representatives

#### AT EASE

Senator Montford at 5:59 p.m. announced the Senate would stand At Ease pending referral of House bills.

#### IN LEGISLATIVE SESSION

Senator Brooks called the Senate to order as In Legislative Session at 6:11 p.m.

#### MESSAGE FROM THE HOUSE

House Chamber  
July 18, 1987

HONORABLE W. P. HOBBY  
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

**H.B. 146**, Providing procedures for certain cities and counties to provide and finance correctional facilities.

**H.B. 135**, Relating to notice to be provided to a person on failure to provide proof of financial responsibility.

**H.B. 176**, Relating to the effective date of certain acts of the 70th Legislature, 2nd called session, 1987.

Respectfully,

BETTY MURRAY, Chief Clerk  
House of Representatives

#### HOUSE BILLS AND RESOLUTIONS ON FIRST READING

The following bills and resolutions received from the House were read the first time and referred to the Committee indicated:

**H.B. 9**, To Committee on Intergovernmental Relations.

**H.B. 24**, To Committee on Finance.

**H.B. 31**, To Committee on Criminal Justice.

**H.B. 33**, To Committee on State Affairs.

**H.B. 39**, To Committee on State Affairs.

**H.B. 49**, To Committee on State Affairs.

**H.B. 53**, To Committee on Finance.

**H.B. 59**, To Committee on Health and Human Services.

**H.B. 101**, To Committee on Intergovernmental Relations.

**H.B. 109**, To Committee on Health and Human Services.

**H.B. 113**, To Committee on Intergovernmental Relations.

**H.B. 114**, To Committee on Intergovernmental Relations.

**H.B. 115**, To Committee on Intergovernmental Relations.  
**H.B. 117**, To Committee on Health and Human Services.  
**H.B. 119**, To Committee on Health and Human Services.  
**H.B. 123**, To Committee on Health and Human Services.  
**H.B. 124**, To Committee on State Affairs.  
**H.B. 126**, To Committee on Health and Human Services.  
**H.B. 130**, To Committee on Intergovernmental Relations.  
**H.B. 133**, To Committee on Intergovernmental Relations.  
**H.B. 142**, To Committee on Criminal Justice.  
**H.B. 147**, To Committee on Intergovernmental Relations.  
**H.B. 166**, To Committee on Health and Human Services.  
**H.B. 168**, To Committee on Jurisprudence.  
**H.B. 173**, To Committee on Health and Human Services.  
**H.B. 177**, To Committee on Health and Human Services.  
**H.B. 181**, To Committee on Criminal Justice.  
**H.J.R. 13**, To Committee on Finance.  
**H.C.R. 56**, To Committee on Finance.  
**H.C.R. 58**, To Committee on Finance.  
**H.C.R. 10**, To Committee on Health and Human Services.  
**H.B. 135**, To Committee on State Affairs.  
**H.B. 146**, To Committee on Criminal Justice.  
**H.B. 176**, To Committee on Health and Human Services.

**CRIMINAL JUSTICE COMMITTEE  
GRANTED PERMISSION TO MEET**

On motion of Senator McFarland and by unanimous consent, the Criminal Justice Committee was granted permission to meet upon the next recess.

**SENATE RULE 103 SUSPENDED**

On motion of Senator McFarland and by unanimous consent, Senate Rule 103 was suspended in order that the Committee on Criminal Justice might consider **H.B. 146** upon recess today.

**SENATE RULE 103 SUSPENDED**

On motion of Senator Truan and by unanimous consent, Senate Rule 103 was suspended in order that the Committee on Health and Human Services might consider the following bills and resolution upon recess today:

**H.B. 59**  
**H.B. 109**  
**H.B. 117**  
**H.B. 119**  
**H.B. 123**  
**H.B. 126**  
**H.B. 166**  
**H.B. 173**  
**H.B. 177**  
**H.B. 176**  
**H.C.R. 10**

**SENATE RULE 103 SUSPENDED**

On motion of Senator Farabee and by unanimous consent, Senate Rule 103 was suspended in order that the Committee on State Affairs might consider the following bills at 1:30 p.m. tomorrow:

H.B. 49  
H.B. 39  
H.B. 33  
H.B. 135

**SENATE RULE 103 SUSPENDED**

On motion of Senator Parmer and by unanimous consent, Senate Rule 103 was suspended in order that the Committee on Intergovernmental Relations might consider the following bills upon adjournment or the first recess tomorrow:

H.B. 147  
H.B. 133  
H.B. 130  
H.B. 115  
H.B. 114  
H.B. 113  
H.B. 101

**SENATE RULE 103 SUSPENDED**

On motion of Senator Jones and by unanimous consent, Senate Rule 103 was suspended in order that the Committee on Finance might consider the following resolutions at 1:30 p.m. tomorrow:

H.J.R. 13  
H.C.R. 56  
H.C.R. 58

**MESSAGE FROM THE HOUSE**

House Chamber  
July 18, 1987

HONORABLE W. P. HOBBY  
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

H.B. 170, Relating to the regulation of third party administrators; making appropriations.

H.B. 163, Relating to the process of optical data storage.

H.B. 167, Relating to actions under Titles 1 and 2, Family Code, including an action for child support or possession of and access to a child and to the offense of criminal non-support.

Respectfully,

BETTY MURRAY, Chief Clerk  
House of Representatives

**HOUSE BILLS ON FIRST READING**

The following bills received from the House were read the first time and referred to the Committee indicated:

H.B. 163, To Committee on Intergovernmental Relations.

H.B. 170, To Committee on Health and Human Services.

H.B. 167, To Committee on Health and Human Services.

**SENATE RULE 103 SUSPENDED**

On motion of Senator Brooks and by unanimous consent, Senate Rule 103 was suspended in order that the Committee on Health and Human Services might consider the following bills upon recess today:

**H.B. 170**

**H.B. 167**

**SENATE RULE 103 SUSPENDED**

On motion of Senator Leedom and by unanimous consent, Senate Rule 103 was suspended in order that the Committee on Intergovernmental Relations might consider H.B. 163 at its next meeting.

**RECESS**

On motion of Senator Jones, the Senate at 6:29 p.m. took recess until 6:45 p.m. today.

**AFTER RECESS**

The Senate met at 6:55 p.m. and was called to order by Senator Farabee.

**MESSAGE FROM THE HOUSE**

House Chamber  
July 18, 1987

**HONORABLE W. P. HOBBY**  
**PRESIDENT OF THE SENATE**

**SIR:** I am directed by the House to inform the Senate that the House has passed the following:

**S.B. 11**, Relating to the name of the Beaumont Navigation District.

**S.B. 62**, Relating to the reporting of waste volumes and the study, selection, acquisition, and operation of disposal sites by the Texas Low-Level Radioactive Waste Disposal Authority.

**S.B. 58**, Relating to limitations on the combined rate of municipal, county, and other local sales and use taxes.

**S.B. 20**, Relating to the regulation of athlete agents; providing civil and criminal penalties.

**S.B. 40**, Relating to the levy of a maintenance and operation tax for the operation of the ports and harbors of certain cities; providing for the preparation and adoption of budgets for the ports and harbors of certain cities.

**S.B. 17**, Relating to the creation, administration, powers, duties, operation, and financing of the Reeves County Hospital District, including the power to levy taxes, issue bonds, and take property by eminent domain. (Amended)

**S.B. 51**, Relating to the salaries of the judges of the county courts at law in Smith County.

**S.B. 28**, Relating to enforcement and collection of state taxes.

**S.B. 68**, Relating to allocations of funds to the foundation school fund and to the state highway fund.

**S.B. 35**, An act relating to the offense of aggravated sexual assault.

**S.B. 50**, Relating to certain local government leases regarding airport matters. (Amended)

**S.B. 84**, Relating to the payment of hazardous duty pay to certain state employees.

**S.B. 45**, Relating to the definition of commercial motor vehicle. (Amended)

**S.B. 56**, Relating to issuance of certain obligations by the state treasurer and investment by the state treasurer of proceeds of obligations. (Amended)

**S.B. 36**, Relating to the authority of the Texas Department of Health to execute federal forms necessary for the receipt of health facilities funding.

**S.B. 23**, Repealing Section 6(f), Texas Pawnshop Act, (Article 5069-51.06, Vernon's Texas Civil Statutes), as added by Section 5, **H.B. 1230**, 70th Legislature, Regular Session, 1987.

**S.B. 22**, Relating to the duty of certain cities to pick up employees' contributions to the municipal pension system.

**S.B. 87**, Relating to reports to the Texas State Board of Medical Examiners and declaring an emergency.

**S.B. 79**, Relating to the accountability review and tax rate of certain metropolitan rapid transit authorities.

**S.B. 64**, Relating to the operation of and issuance of bonds for projects by the Texas Public Building Authority.

**S.B. 6**, Relating to appropriations for and payment of certain miscellaneous claims and judgments against the state.

**S.B. 81**, Relating to the amount and terms of, and fees payable in connection with, student loans from the Texas Opportunity Plan Fund.

Respectfully,

BETTY MURRAY, Chief Clerk  
House of Representatives

#### AT EASE

Senator Farabee at 6:58 p.m. announced the Senate would stand At Ease Subject to Call of the Chair.

#### IN LEGISLATIVE SESSION

Senator Brooks at 7:00 p.m. called the Senate to order as In Legislative Session.

#### REPORTS OF STANDING COMMITTEES

By unanimous consent, Senator Brooks submitted the following report for the Committee on Health and Human Services:

**H.B. 176**

**H.B. 126**

**H.B. 167**

**H.B. 177**

**H.B. 59**

**H.B. 170**

**H.B. 119**  
**H.B. 166**  
**H.B. 109**  
**H.B. 117**  
**H.B. 123 (Amended)**

By unanimous consent, Senator McFarland submitted the following report for the Committee on Criminal Justice:

**H.B. 146 (Amended)**

**AT EASE**

Senator Brooks at 7:03 p.m. announced the Senate would stand At Ease Subject to Call of the Chair.

**IN LEGISLATIVE SESSION**

Senator Brooks at 7:12 p.m. called the Senate to order as In Legislative Session.

**MESSAGE FROM THE HOUSE**

House Chamber  
 July 18, 1987

**HONORABLE W. P. HOBBY**  
**PRESIDENT OF THE SENATE**

**SIR:** I am directed by the House to inform the Senate that the House has passed the following:

**S.B. 33**, Relating to state oil overcharge and energy efficiency administration. (Substituted)

**S.B. 66**, Relating to the videotaped testimony of a child who is an alleged victim of certain criminal offenses. (Substituted and amended)

**S.B. 52**, Relating to the sale of certain state-owned property to the State Department of Highways and Public Transportation. (Amended)

**S.B. 86**, Relating to the appointment of the members of the State Board of Education and conforming amendments. (Substituted and amended)

Respectfully,

**BETTY MURRAY**, Chief Clerk  
 House of Representatives

**MEMORIAL RESOLUTIONS**

**S.R. 106** - By Krier: Memorial resolution for Marguerite M. Casey.

**S.R. 108** - By Truan: Memorial resolution for Elvira G. Herrera.

**CONGRATULATORY RESOLUTION**

**S.R. 107** - By Zaffirini: Recognizing August 10-15, 1987, as National Guard Week in Laredo and Webb County.

**ADJOURNMENT**

On motion of Senator Truan, the Senate at 7:14 p.m. adjourned until 2:00 p.m. tomorrow.